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PATENT 450127-02126

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CONTINUED PROSECUTION APPLICATION REQUEST (Under 37 CFR § 1.53(d))

EXPRESS MAIL

MAY 0 5 2003

PRIOR APPLICATION: 09/364.638

EXAMINER: Tammara R. Peyton ART UNIT 2182

ANTICIPATED CLASSIFICATION OF THIS APPLICATION:

CLASS SUBCLASS

Mailing label number EV195875061US Technology Center 2100 Date of Deposit May 1. 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to Mail Stop CPA, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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[37 CFR § 1.8 Certificate of Mailing CANNOT be used.]

Mail Stop CPA Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

This is a Request for filing a <u>X</u> continuation or <u>divisional</u> application under 37 CFR § 1.53(d) (continued prosecution application (CPA)) of prior application Serial No. <u>09/364,638</u>, filed on <u>July 30, 1999</u>, by the following named inventor(s): <u>Eiji KAWAI</u>, and currently entitled METHOD OF STARTING UP INFORMATION PROCESSING APPARATUS, RECORDING MEDIUM, AND INFORMATION PROCESSING APPARATUS.

| FULL NAME OF INVENTOR | NAME Eiji KAWAI | | | | |
|--------------------------------------|---|---------------------------------------|---------------------------------|--|--|
| RESIDENCE & CITIZENSHIP | CITY Tokyo | STATE OR FOREIGN COUNTRY Japan | COUNTRY OF CITIZENSHIP Japan | | |
| CURRENT CORRESPONDENCE ADDRESS | POST OFFICE ADDRESS c/o Sony Corporation Osaki East Technology Center, Gate City Osaki 1-11-1 Osaki, Shinagawa-ku | CITY Tokyo 141-0032 | STATE & ZIP CODE/COUNTRY JAPAN | | |
| FULL NAME OF INVENTOR | NAME | | | | |
| RESIDENCE & CITIZENSHIP | CITY | STATE OR FOREIGN COUNTRY | COUNTRY OF CITIZENSHIP | | |
| CURRENT CORRESPONDENCE ADDRESS | POST OFFICE ADDRESS | 05/05/2003 AMDNDAF1 00000116 09364638 | | | |
| FULL NAME OF INVENTOR | NAME | 02 FC:1201 03 FC:1252 | 84.00 OP 300.00 OP | | |
| RESIDENCE & CITIZENSHIP | CITY | STATE OR FOREIGN COUNTRY | COUNTRY OF CITIZENSHIP | | |
| CURRENT CORRESPONDENCE ADDRESS | POST OFFICE ADDRESS | CITY | STATE & ZIP CODE/COUNTRY | | |

See attached sheet for names and addresses of additional inventors (if any).

- This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. 1.53(d)(4). Please delete the following inventor(s) named in the prior nonprovisional application:
- See attached sheet for names of additional inventors to be deleted (if any).

The above identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including all previously entered amendments and the drawings, as the basic papers for the new application.

Note: If prior application is not to be abandoned, then the form for 37 CFR 1.53(b) should be used.

- 1. <u>x</u> Enter the amendment previously filed on <u>April 21, 2003</u> under 37 CFR 1.116 but unentered, in the prior application.
- 2. An amendment is enclosed.

The filing fee is calculated on the basis of the claims existing in the prior application as amended at 1 and 2 above.

| (1) FOR | (2) NUMBER I | FILED | (3) NUMBER EXTRA | (4) RATE | (5) CALCULATIONS |
|---|------------------|----------|-----------------------|---------------------|------------------|
| TOTAL CLAIMS | 18 | -20 | -0- | x \$18.00 | \$ -0- |
| INDEPENDENT CLAIMS | 4 | -3 | -1- | x \$84.00 | -84.00- |
| MULTIPLE DEPENDENT CLAIMS(S) (IF APPLICABLE) + \$280.00 | | | | | -0- |
| | . <u> </u> | - | _ | BASIC FEE | \$ 750.00 |
| | \$ 834.00 | | | | |
| Reduction by 1/2 for | filing by sma | ll entit | y (Note: 37 CFR § 1.9 | 9, § 2.37, § 1.28). | |
| | TOTAL FILING FEE | | | | |

- The Commissioner is hereby authorized to charge fees under 37 CFR § 1.16 (for filing) and § 1.17 (for prosecution) not otherwise paid which may be required with respect to the papers filed herewith, (__ and also any additional such fees which may be required during the entire pendency of this application, __ and also the issue fee under 37 CFR 1.18), or credit any overpayment, to Deposit Account No. 50-0320.
- 4. a. X A check in the amount of \$834.00 is enclosed.
 - b. ___ The filing fee to be paid later with surcharge.
- 5. __ Power of attorney and/or correspondence address was changed during prosecution of the prior application. The new power of attorney and/or correspondence address is indicated below:

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Correspondence Address Changed to: Attention of: William S. Frommer, Esq. c/o FROMMER LAWRENCE & HAUG LLP 745 Fifth Avenue New York, New York 10151

- 6. ___ Original title and original applicant(s) of prior U.S. application, if different from above:
- 7. x This application is being filed within the second month following the expiration of the term originally set therefor in the prior application. This is a petition to request a two-month extension of time. A check (\$300.00 (\$410.00 minus \$110.00 previously paid)) covering the cost of the petition is enclosed.

Address all future communications to (may only be completed by applicant, or attorney, or agent of record):

Attention of: William S. Frommer, Esq. c/o FROMMER LAWRENCE & HAUG LLP 745 Fifth Avenue
New York, New York 10151

It is understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.53(d) application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

Date: May 1, 2003

FROMMER LAWRENCE & HAUG LLP

Name:

Dennis M. Smid

Reg. No.: 34,930 Attorney of record

(or filed under 37 CFR § 1.34)

Tel. (212) 588-0800